

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA

v.

SAMY MOHAMMED HAMZEH

ARRAIGNMENT AND PLEA HEARING

CASE NUMBER 16-CR-21

HONORABLE DAVID E. JONES, presiding
Deputy Clerk: Katina Hubacz
Hearing Held: February 9, 2016

Court Reporter: FTR Gold
Hearing Began: 2:30:47
Hearing Ended: 2:49:08

Appearances:

UNITED STATES OF AMERICA by: Paul Kanter
SAMY MOHAMMED HAMZEH, in person, and by: Craig Albee CJA FDS RET
, in person, and by: CJA FDS RET
, in person, and by: CJA FDS RET
U.S. PROBATION OFFICE by: James Fetherston

INTERPRETER: None Sworn

Original Indictment Superseding Indictment Information Misdemeanor Felony

Speedy Trial Date: 4/19/16 Trial Estimate: no estimate at this time
Final Pretrial Date: 4/5/16 at 9:00 AM Voir Dire:
Jury Trial Date: 4/18/16 at 9:00 AM Motions Due: TO BE SET
District Judge: Pamela Pepper Responses Due: TO BE SET
Magistrate Judge: William E. Duffin Replies Due: TO BE SET

Defendant advised of rights Open file policy applies
 Court orders counsel appointed Discovery available: _____
 Defendant to reimburse at \$ _____ per month Court discussed availability for incarcerated defendants
 Defendant advised of charges, penalties, and fines Government to disclose GJ materials one day prior to trial
 Copy of indictment received by defendant Case designated complex
 Indictment read; or Defendant waives reading Status conference set for: 3/29/16 at 10:00 a.m.
 Not guilty plea entered by: defendant the court before WED

Maximum Penalties:

Cts 1-3 Received and possessed firearms not registered - machine guns and silencer
10 yrs, \$250,000 fine, 3 yrs SR, \$100 SA

Govt states case should be designated complex. Approx 100 DVD's of recorded conversations in Arabic.
Govt plans to turn over original oral communications/recording. Defense will need significant amount of time to review since they are actual recordings and will need to be translated.

Counsel agrees trial dates provided will need to be pushed out.

Suggest setting a status conference 30-45 days out, which will be held before Judge Duffin.
Court makes Speedy Trial finding that the time from today until 3/29/16 is excluded.

Bond:

Deft is detained. Defense is not prepared at this time to revisit detention. Detention is continued as previously set.

SAMY MOHAMMED HAMZEH**Bond Status:**

- Defendant is ordered detained pending trial. SEE Order of Detention Pending Trial
- Court orders federal detainer
- Defendant is ordered temporarily detained for a maximum of : 3 days 5 days 10 days
Detention Hearing set for: _____
- Defendant detained but court will review upon motion proposing conditions of release
- Bond continued as previously set
- Detention continued as previously set by Judge Jones
- Defendant is released on: O/R bond Unsecured bond in the amount of: _____
 Bond secured by: Cash Property Cash/property

Conditions of Release:

- Report to Pretrial Services as directed
- Execute appearance bond:
 - Cash only _____
 - Property only: Value: \$ _____ Location: _____
 - Cash or property: _____
- Seek/maintain employment
- Surrender passport to: _____
- Obtain no passport
- Travel restricted to: ED-WI _____
- No direct or indirect contact with: _____
- Undergo medical/psychiatric treatment: _____
- No firearms/weapons
- No excessive use of alcohol No alcohol
- No use, or illegal possession, of narcotic drugs/controlled substances, unless prescribed by a physician or other licensed medical practitioner
- Notify any medical provider of drug addiction
- Furnish PTS with a list of prescribed medications
- Testing for drugs/alcohol
- Inpatient drug treatment _____
- Outpatient drug treatment s directed by PTS
- Home confinement:
 - Curfew: as directed by USPO; or from: _____
 - Home detention with EM with restriction to residence at all times except for employment, education, religious services, medical, substance abuse or mental health treatment, attorney visits, court appearances, court-ordered obligations, or other activities approved in advance by USPO
 - Home detention with electronic monitoring
 - Defendant to pay cost of EM as directed by PTS
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